IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 17868 of 2004

Between:

1 Dara Lachaiah, S/o. Lingaiah,
Durajpally Village, Shivamla Mandalam,
Nalgonda District.
2 Dara Saidaiah, S/o. Late Lingaiah,
Durajpally Village, Shivamla Mandalam,
Nalgonda District.
3 Dara Mallaiah, S/o. Pitchaiah,
Durajpally Village, Shivamla Mandalam,
Nalgonda District.
4 Shaik Madarsaheb, S/o. Mahaballi,
Tuljarao pet, Shivamla Mandalam,
Nalgonda District.
5 Ittamalla Narsaiah, S/o. Jogaiah,
Chivvemla, Shivamla Mandalam,
Nalgonda District.
6 Dara Kanakaiah, S/o. Pitchaiah,
Durajpally Village, Shivamla Mandalam,
Nalgonda District.
7 Dara Chinna Somaiah, S/o. Pitchaiah,
Durajpally Village, Shivamla Mandalam,
Nalgonda District.
8 K. Mansoor, S/o. Kodamagundla Saidaiah,
Tirumalagiri Village, Shivamla Mandalam,
Nalgonda District.

... PETITIONERS

AND

1 The District Collector, Nalgonda, Nalgonda District.
2 The Mandal Revenue Officer, Shivamla Mandalam, Nalgonda District.
3 The Govt. of A.P. Represented by its Secretary, Revenue (VO)
Department, Secretariat, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction of Writ more particularly one in the nature of Writ of Mandamus directing the respondents to implement the Votabandi system in so far as petitioners are concerned in view of their representation dated 18th March 2004 and consequently declare the inaction of the respondents in implementing the Votabandi System as far as Petitioners are concerned as being violative of Memo NO. 91991/Vol/92-5 dt.23-1-1996 of the Secretary, Revenue (VO) Department, Govt. of A.P. Hyderabad

Counsel for the Petitioners: MR.B.SUDHAKAR REDDY & ASSOCIATES

Counsel for the Respondents: GP FOR REVENUE

The Court made the following order:

ORDER:

The petitioners being aggrieved by the non-implementation of Votabandi system in Nalgonda District approached this Court through this writ petition seeking a direction to the respondents to implement Votabandi system in respect of the petitioners in pursuance of their representation dated 18.03.2004.

The petitioners mentioned that the Government of Andhra Pradesh has issued Memo.No.91991/VO-1/92-5 dated 23.01.1996 Revenue (VO) Department. The said Memo was issued by the Government after re-examination of the Votabandi system and all the Collectors were communicated to implement the said system in respect of Sethsindis and Neeradis.

The Andhra Pradesh Telangana Village Assistants Organization submitted a representation to implement the said memo and appoint Sethsindis and Neeradis under the system of Votabandi on rotation basis. The petitioners also submitted a representation to respondents 1 and 2 in March, 2004 for implementation of Votabandi system. But the first respondent did not take any steps to implement Votabandi system in the area of the petitioners. Since the Collector did not implement the orders of the Government through the memo dated 23.01.1996 the petitioners approached this Court for the relief mentioned above.

The petitioners contend that the memo dated 23.01.1996 issued by the Government is in force and it is the responsibility of respondents 1 and 2 to implement the memo by way of implementing Votabandi system in respect of Sethsindis and Neeradis. There cannot be any objection for respondents 1 and 2 to implement the said memo of the Government so long as it is in force after considering the cases of the petitioners whether they are eligible for the benefit of the said memo.

Having regard to the facts and circumstances placed by the petitioners, the respondents 1 and 2 are directed to examine the cases of the petitioners by going through the representation given by them in March, 2004 and pass appropriate orders to implement the Votabandi system in Nalgonda District by examining the

individual cases of the petitioners at an early date.

The writ petition is accordingly disposed of. No order as to costs.

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Dr. G. YETHIRAJULU, J

October 5, 2004

Dsk

To

1 The District Collector, Nalgonda, Nalgonda District.
2 The Mandal Revenue Officer, Shivamla Mandalam, Nalgonda District.
3 The Secretary, Govt. of A.P., Revenue (VO) Department, Secretariat,

Hyderabad.

4 Two CCs to GP For Revenue, High Court Buildings, Hyderabad (OUT).

5 Two CD Copies.